

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Norfolk Division

UNITED STATES OF AMERICA,

v.

Criminal No.: 2:17CR126

DARYL G. BANK,

Defendant.

**MOTION TO EXTEND TIME FOR FILING ANY PRE-TRIAL MOTIONS**

**COMES NOW** the defendant, by and through counsel and moves the Court to extend the deadline for filing pre-trial motions now set for December 20, 2017, for the following reasons:

1. The defendant was indicted on August 23, 2017 for the offense of conspiracy to commit mail and wire fraud, wire fraud and unlawful monetary transaction;
2. At arraignment on November 15, 2017, the trial date of April 24, 2018 was set with a motions cut off date of December 20, 2017;
3. That an agreed discovery order was executed on the same day;
4. That to date the discovery was received by the defense on December 27, 2017 which prevents the defendant from preparing or filing any pre-trial motions within the provided period.

WHEREFORE, the defendant respectfully request for a 45 day extension from December 27, 2017 within in while to file motions.

Respectfully submitted,

DARYL G. BANK  
By Counsel

\_\_\_\_\_/s/\_\_\_\_\_  
James O. Broccoletti, Esquire  
VSB# 17869  
Counsel for DARYL G. BANK  
ZOBY, BROCCOLETTI & NORMILE, P.C.  
6663 Stoney Point South  
Norfolk, VA 23502  
(757) 466-0750  
(757) 466-5026  
[james@zobybroccoletti.com](mailto:james@zobybroccoletti.com)

\_\_\_\_\_/s/\_\_\_\_\_  
Jason Wander, Esquire  
100 N. Biscayne Blvd.  
Suite 1607  
Miami, Florida 33132  
[Jason@wanderlaw.com](mailto:Jason@wanderlaw.com)  
(305) 868-1655  
(305) 503-7480 Fax

CERTIFICATE OF SERVICE

I hereby certify that on the 24 day of January, 2018, I electronically filed the foregoing with the Clerk of Court using the CM/ECF system, which will then send a notification of such filing (NEF) to the following:

Melissa O'Boyle, Esquire  
United States Attorney's Office  
101 W Main Street, STE 8000  
Norfolk, VA 23510  
757-441-6331

\_\_\_\_\_/s/\_\_\_\_\_  
James O. Broccoletti, Esquire  
VSB# 17869  
Counsel for DARYL G. BANK  
ZOBY, BROCCOLETTI & NORMILE, P.C.  
6663 Stoney Point South  
Norfolk, VA 23502  
(757) 466-0750  
(757) 466-5026  
[james@zobybroccoletti.com](mailto:james@zobybroccoletti.com)

\_\_\_\_\_/s/\_\_\_\_\_  
Jason Wander, Esquire  
100 N. Biscayne Blvd.  
Suite 1607  
Miami, Florida 33132  
[Jason@wanderlaw.com](mailto:Jason@wanderlaw.com)  
(305) 868-1655  
(305) 503-7480 Fax